

FEDERAL COMMUNICATIONS COMMISSION
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September 5, 2017

Centro Cristiana de Vida Eterna
8230 Antoine Drive
Houston, Texas 72088

Re: K273AL (FX), Porter, TX
Centro Cristiana de Vida Eterna
Facility Identification Number: 147307
Special Temporary Authority
BSTA-20170901ABB

Dear Licensee:

This is in reference to your request filed September 1, 2017. You request special temporary authority ("STA") to operate FM translator station K273AL with temporary facilities, as the licensed transmitter site is not operable due to the lingering effects of Hurricane Harvey.

STA requests which involve a change in transmitter site must include four critical elements: (1) Loss of the licensed site must be beyond the licensee's control; (2) STA facilities must continue to provide service to the licensed community; (3) STA facilities must maintain, as closely as practicable, the licensed service area¹ without extending it; (4) STA facilities cannot involve the construction of towers intended for permanent use by the station requesting the STA.

In the present instance, the licensee acknowledges that the proposed STA 60 dBu contour lies wholly outside the licensed 60 dBu contour, but submits that the nature of the emergency, and the fact that it can restore service more expeditiously, support grant of the STA. We agree, provided that the STA operation's duration is limited. The STA will be granted for a period of 90 days, and the licensee may request an extension if it demonstrates that circumstances support that action. However, long term operations will not be authorized via STA from this temporary facility.

Special Temporary Authority for the temporary facilities proposed IS GRANTED, with an **expiration date of December 3, 2017**. The licensee is responsible for promptly addressing any complaints of interference that may arise from this STA operation.

STA Advisory: Section 309(f) of the Communications Act of 1934, as amended, authorizes the Commission to grant STA in cases of "extraordinary circumstances requiring temporary authorizations in the public interest and when delay in the institution of the temporary operations would seriously prejudice the public interest." However, Section 309(f) is not a means by which a

¹ For FM, the 60 dBu (1.0 mV/m) contour.

licensee/permittee may circumvent established processing procedures which require the filing of an application, nor is it a means by which a broadcaster may enhance his facility or make operation more convenient for the broadcaster. Stations operating with less than licensed facilities under temporary authorities can be viewed as receiving the benefit of a larger protection area than that in which they are currently providing service.

Accordingly, Special Temporary Authorities by nature are to be temporary and are not intended for extended use. Licensees of stations operating under temporary authorities are reminded that timely restoration of permanent facilities is the responsibility of the licensee and should be undertaken expeditiously. Any request for extension of special temporary authorities carries an increased burden with each subsequent request.

Therefore, requests for extension of STA will be granted only where the licensee can show that one or more of the following criteria have been met:

- Restoration of licensed facilities is complete and testing is underway;
- Substantial progress has been made during the most recent STA period toward restoration of licensed operation; or
- No progress has been made during the most recent STA period for reasons clearly beyond the licensee's control, and the licensee has taken all possible steps to expeditiously resolve the problem.

Sincerely,



Dale Bickel
Senior Engineer
Audio Division
Media Bureau

cc: Dan Alpert (via e-mail only)